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and Seymour

UNITED STATES DISTRICT COURT  
DISTRICT OF OREGON  
EUGENE DIVISION

ANDREW CLARK

Case No. 6:20-cv-00253-AA

Plaintiff,

vs.

WELLS FARGO BANK, OGLETREE  
DEAKINS NASH SMOAK STEWART,  
P.C., OREGON BAR ASSOCIATION,  
LEAH C LIVELY, DAVID P.R. SYMES,  
CHRISTOPHER MIXON, MICHAEL  
HOGAN, ALEX GARDNER, ERIK  
HASSELMAN, STEVEN SEYMOUR,  
CHRISTIAN ROWLEY, BENJAMIN  
GUTMAN, BARRY DAVIS, DAVID  
CAMPBELL, BRUCE NEWTON,  
PETER URIAS, ELLEN ROSEBLUM,  
SABASTIAN NEWTON TAPIA, BEN  
MILLER, and VANESSA NORDYKE

Defendants.

**DECLARATION OF JOHN POLLINO  
IN SUPPORT OF DEFENDANTS'  
OGLETREE, DEAKINS, NASH,  
SMOAK, STEWART, P.C., LEAH  
LIVELY, DAVID P.R. SYMES,  
CHRISTOPHER MIXON, AND STEVEN  
SEYMOUR'S REPLIES IN SUPPORT  
OF MOTION TO DISMISS, MOTION  
FOR PROTECTIVE ORDER, AND  
MOTION TO DECLARE PLAINTIFF A  
VEXATIOUS LITIGANT**

I, John Pollino, under penalty of perjury, hereby declare as follows:

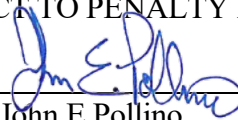
1. I am an attorney licensed to practice law in the state of Oregon.

2. I am attorney of record for Ogletree, Deakins, Nash, Smoak, Stewart, P.C., Leah Lively, David P.R. Symes, Christopher Mixon, and Steven Seymour ("Defendants Ogletree Deakins") in Case No. 6:20-cv-00253-AA.

3. I make this Declaration based upon personal knowledge and am competent to testify to all facts herein.

4. Attached to this Declaration as ***Exhibit 1*** is a true and correct copy of multiple communications from Plaintiff to various defendants in this matter from April 8, 2020 (the date I emailed Plaintiff to confer), to April 29, 2020 (attorney-client privileged communications redacted).

I HEREBY DECLARE THAT THE ABOVE STATEMENT IS TRUE TO THE BEST OF MY KNOWLEDGE AND BELIEF, AND THAT I UNDERSTAND IT IS MADE FOR USE AS EVIDENCE IN COURT AND IS SUBJECT TO PENALTY FOR PERJURY.

  
\_\_\_\_\_  
John E Pollino

## CERTIFICATE OF SERVICE

I hereby certify that I caused to be served the foregoing **Declaration of John Pollino in Support of Defendant's Replies in Support of Motion to Dismiss and Declare Plaintiff a Vexatious Litigant** on the date indicated below,

- ☒ Via First-Class Mail with postage prepaid
- ☒ Via Electronic Filing
- ☐ Via Facsimile Transmission
- ☐ Via Hand Delivery
- ☐ Via Overnight Delivery

to the following person(s) a true copy thereof, contained in a sealed envelope (if other than by electronic filing notice), addressed to said person(s) at their last known addresses indicated below:

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Of Attorney for Ben Miller

DATED this 4th day of May, 2020.

GARRETT HEMANN ROBERTSON P.C.

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Christopher Mixon, and David Symes